

City of Lafayette
Public Meeting Agenda
City Council Special Meeting

Monday, September 22, 2008 **6:30 pm**
Lafayette Community Center – Sequoia Room
500 St. Mary's Road, Lafayette, California

1. CALL TO ORDER
2. ROLL CALL
3. ADOPTION OF AGENDA
4. PUBLIC COMMENTS
5. PRESENTATION
 - A. **Public Employee Performance Evaluation (Gov. Code section 54957)**
Title: City Manager
6. ADJOURNMENT

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

* Any writings or documents pertaining to an **open session** item provided to a majority of the City Council less than 72 hours prior to the meeting, shall be made available for public inspection at the front counter at City Hall located at 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA. during normal business hours.

City of Lafayette
Public Meeting Agenda
City Council Regular Meeting

Monday, September 22, 2008 7:00 pm
Lafayette Community Center – Manzanita Room
500 St. Mary's Road, Lafayette, California

1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. ADOPTION OF AGENDA
5. REPORT FROM CLOSED SESSION
6. PUBLIC COMMENTS
7. PRESENTATIONS
8. OLD BUSINESS
9. STAFF REPORTS
10. PUBLIC HEARINGS

A. **Greg Wolff, Senior Planner**

GP01-05 / RZ01-05 BRUCE TORQUEMADA, LAFAYETTE PROPERTIES,

(APPLICANT & OWNER), R-15 ZONING: Lafayette Park Terrace – Proposed 20 Unit
18-Unit Condominium Project at 3235 Mt. Diablo Court, a 2-acre site at the terminus of Mt.
Diablo Court. APNs: 233-131-020 & 022

Recommendation: 1) Take testimony from the applicant and public; consider revised plans
2) Introduce Ordinance 580; and 3) continue to October 14, 2008 for second reading of
Ordinance and adoption of the Mitigated Negative Declaration and approve Project subject to
conditions.

11. CONSENT CALENDAR

A. **September 8, 2008 City Council Minutes**

Recommendation: Approve.

B. **Agreement for Installation and Maintenance of Existing and New Landscaping between
John and Heather Winther and the City of Lafayette, located at 3830 Happy Valley Road,
APN 246-090-012**

Recommendation: Accept agreement and authorize City Clerk to record.

C. **Request for Landscape Improvements Encroachment into the City's Right-of-way and
Sidewalk Easement Dedication along Happy Valley Road at 3830, 3834, 3836 and 3840
Happy Valley Road, APN's 246-090-012, 246-100-005, 246-100-001, 246-100-003**

Recommendation: Approve encroachment into the City right-of-way along 3830, 3834, 3836
and 3840 Happy Valley Road and pathway easement dedications and authorize the Mayor to
execute encroachment agreements, City Manager to execute the Certificates of Acceptance for
easement dedications and the City Clerk to record.

D. **Contra Costa County Animal Services Department August Summary of Animal Activities
and Actions in Lafayette**

Recommendation: Receive and file.

E. **Supplemental Law Enforcement Funding**

Recommendation: Approve appropriation of COPS Funding.

F. **Comment Letter on the June 21, 2008 Circulation Draft of the Lamorinda Action Plan**

Recommendation: Authorize staff to forward comment letter to the Contra Costa Transportation Authority withholding final comments and support of the Lamorinda Action Plan.

G. **Comment Letter on the Proposal for Adoption of the Contra Costa Transportation Authority's Growth Management Program Implementation Guide for Measure J**

Recommendation: Authorize staff to forward comment letter to the Contra Costa Transportation Authority.

H. **Sight Distance Options at Moraga Road and Wilkinson Lane**

Recommendation: Direct the Police Chief to designate the No Parking Anytime Zone on Moraga Road, immediately north of Wilkinson Lane as a zero-tolerance, enforcement priority zone.

12. COUNCIL/COMMISSION REPORTS

A. Councilmember report on activities and consideration of matters a councilmember wishes to initiate for placement on a future agenda.

B. **Vice Mayor Don Tatzin**

1. **Appointment to the Citizens Advisory Committee to the Contra Costa Transportation Authority.**

Recommendation: Appoint Lafayette's representation to the Citizens Advisory Committee to the Contra Costa Transportation Authority.

2. **Co-sponsor an event on February 5, 2009 with the Lafayette Library & Learning Center Foundation at the Veterans Memorial Building**

Recommendation: Discuss and direct staff.

C. **Councilmember Carol Federighi**

League of California Cities 2008 Annual Conference Resolutions

Recommendation: Provide comments on the resolutions for Lafayette's voting delegate to the 2008 Annual Conference of the League of California Cities.

13. WRITTEN COMMUNICATIONS

14. ADJOURNMENT to the next regularly scheduled meeting on Tuesday, October 13, 2008.

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

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City of Lafayette

General Information for Public Meetings

Location of Agendas and Agenda Packets: Agenda and packets are available for review by the public during regular work hours at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210. Agendas and packets shall be made available at least 72 hours in advance of each meeting. Agendas and staff reports are also available on the city website www.ci.lafayette.ca.us.

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132). Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Joanne Robbins, City Clerk at (925) 299-3210 at least 48 hours before the meeting, if possible.

Board¹ Discussion: In accordance with State Law, the Board is generally prohibited from discussing and making decisions regarding items not posted on the agenda. Exceptions include items of urgency that become known to the Board after the posting of the agenda; discussion of such items requires a 4/5ths affirmative vote by the Board.

Persons Wishing to Speak: Any person may address the Board on any item listed on this agenda. Persons wishing to address the Board should complete a speaker slip and submit it to the City staff. In addressing the Board, speakers should step to the podium and state their names and addresses for the record.

Public Comments on Agenda Items: Persons wishing to speak on items listed on the agenda will be heard when called by the meeting chair. After the public has commented, the item will be closed to public comment and brought to the Board for discussion and action. There is no further comment permitted from the audience unless invited by the meeting chair.

Public Comments on Non-Agenda Items: Persons wishing to speak on matters not posted on this agenda are encouraged to submit the matter in writing to the City Clerk or staff aide at least ten days prior to the next regularly scheduled Board meeting date. Persons unable to do this may address the Board under the PUBLIC COMMENTS section of this agenda. Note, however, that such matters may be referred to staff for action or posted on a future agenda.

Time Limit on Comments: Persons will be permitted to speak for up to three minutes.

Posted Times: Posted times are estimated and actual times will vary. Public hearings may start later but never earlier than the posted time.

Reconsideration of Items: After the Board has acted on an agenda item, it may reconsider the same item later in the meeting in accordance with Council Rules of Proceedings II.D.4 in Resolution 17-95.

Consent Calendar: All matters listed under consent calendar are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Board or a member of the public prior to the time that the Board votes on the motion to adopt.

Notice Requirements: Lafayette Municipal Code Section 6-211 requires that the City provide public notice of the first public hearing for any meeting that requires public notice. If there are additional meetings, they are **not re-noticed**. Be advised that it is the responsibility of any interested party to follow the continuance date or dates, as well as to be apprised of whether project revisions have been submitted.

¹ "Board" is used here as a generic term for the City Council, commissions, committees, task forces, and other public decision-making boards.